

INTERSTATE SHIPMENT: From the State of Pennsylvania into the State of Texas, of quantities of *Dexedrine Sulfate tablets*.

ALLEGED VIOLATION: On or about November 2, 7, 8, and 9, 1950, while the tablets were being held for sale at the Matlock Pharmacy after shipment in interstate commerce, various quantities of the tablets were repacked and sold without a physician's prescription, which acts resulted in the repackaged tablets being misbranded.

Rudolph Matlock, as owner, was made a defendant in all counts; and, in addition, Homer T. Wyatt was joined as a defendant in two of the counts involving sales made by him.

NATURE OF CHARGE: Misbranding, Section 502 (b) (2), the repackaged tablets failed to bear a label containing an accurate statement of the quantity of the contents; and, Section 502 (f) (1), the labeling of the repackaged tablets failed to bear adequate directions for use.

Further misbranding, Section 502 (b) (1), a portion of the repackaged tablets failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor.

DISPOSITION: October 31, 1951. Pleas of guilty having been entered, the court imposed a fine of \$1,000 against Defendant Matlock and a fine of \$500 against Defendant Wyatt.

3555. Misbranding of Dexedrine Sulfate tablets. U. S. v. J. Malcolm Webb (Webb's Drugs). Plea of guilty. Fine, \$250. (F. D. C. No. 30615. Sample Nos. 84778-K, 10855-L.)

INFORMATION FILED: July 17, 1951, Southern District of Ohio, against J. Malcolm Webb, trading as Webb's Drugs, Camden, Ohio.

INTERSTATE SHIPMENT: From the State of Pennsylvania into the State of Ohio, of quantities of *Dexedrine Sulfate tablets*.

ALLEGED VIOLATION: On or about November 3, 1950, and January 4, 1951, while the tablets were being held for sale at Webb's Drugs after shipment in interstate commerce, the defendant caused a number of the tablets to be repacked and sold without a physician's prescription, which acts resulted in the repackaged tablets being misbranded.

NATURE OF CHARGE: Misbranding, Section 502 (b) (2), the repackaged tablets failed to bear a label containing statements of the quantity of the contents; and, Section 502 (f) (1), the labeling of the repackaged tablets bore no directions for use.

DISPOSITION: November 15, 1951. A plea of guilty having been entered, the court imposed a fine of \$250.

3556. Misbranding of pentobarbital sodium capsules and Dexedrine Sulfate tablets. U. S. v. Frierson Drug Store (Frierson Drug Co., Inc.), Frederick J. Felder, and Harley S. Martin. Pleas of guilty. Fines of \$100 against corporation and \$50 against each individual. (F. D. C. No. 30036. Sample Nos. 81903-K, 81905-K, 81907-K, 81909-K, 81911-K, 81912-K.)

INFORMATION FILED: August 8, 1951, Eastern District of South Carolina, against the Frierson Drug Store, a corporation, trading as Frierson Drug Co., Inc., Charleston, S. C., and Frederick J. Felder, president, and Harley S. Martin, secretary-treasurer of the corporation.